IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 11th day of March 2003

Crl. Misc. Bail Application No. 210 of 2003

Order on the Bail Application

CRIMINAL SIDE
Himmat Singh s/o Bhagga Singh,
R/o Village-Banusha,
P.S.Khatima,
Distt. Udham Singh nagar……. Applicant

Versus

State of Uttaranchal. Opposite Party.

Arising out of case crime no. 741 of 2002
Under sections: 147, 304, 427, 504, 323 I.P.C.
Police Station: Khatima
District : Udham Singh Nagar

By the Court

Hon'A.A. Desai .C. J.

Heard Sri S. K. Mandal, learned counsel for the applicant and Sri D. K. Sharma, learned A.G.A.

The applicant is facing prosecution for the offence punishable under sections 147, 304, 427, 504, 323 I.P.C. There are F.I.Rs. lodged against each other by the parties. From sum and substance, it appears that the tractor of Surendra Singh was plying rash and negligently. Enraged by that, the applicant assaulted Puran Singh, who was sitting in the tractor.

It appears that the entire incident occurred owing to mob fury. The investigation is complete. I, therefore, direct that the applicant Himmat Singh be released on bail on his furnishing a personal bond with two sureties each in the like amount to the satisfaction of the C.J.M. Udham Singh Nagar.

(A.A. Desai, C.J.)

Dt.11.3.2003.
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